IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE FIFTH DAY OF JANUARY
TWO THOUSAND AND SIX

PRESENT

**THE HON'BLE MR JUSTICE V.ESWARAIAH**

**WRIT PETITION No. 362 of 2006**

Between:

N. Kavitha

**..... PETITIONER**

AND

The Joint Collector,

Anantapur and 2 others

**.....RESPONDENTS**

**ORDER:**

Seeking a Mandamus, declaring the proceedings in Rc.No.D1-CS-1868/2005, dated 12.12.2005 of the 2nd respondent, as illegal and arbitrary, the present writ petition is filed.

Heard the learned counsel for the petitioner and the learned Government Pleader for Civil Supplies.

The petitioner is a fair price shop dealer of Janardhanapally village, Vidapanaka Mandal, Anantapur District. Based on a petition made by certain cardholders in the said village, the 3rd respondent made an inspection and submitted a report dated 02.12.2005 in Rc.No.141/2005. Basing on the said report, the 2nd respondent issued a show cause notice dated 12.12.2005, framing as many as seven charges, calling upon the petitioner to submit explanation within seven days as to why her authorization should not be cancelled. Simultaneously, the authorization of the petitioner was also suspended by proceedings dated 12.12.2005. Questioning the said suspension order made pending enquiry, the petitioner filed an appeal before the 1st respondent along with an application to grant stay on 22.12.2005. But it is stated that the 1st respondent has not passed any orders.

Having regard to the facts and circumstances of the case, the

1st respondent is directed to pass appropriate orders on the stay application of the petitioner, within a period of two weeks from the date of receipt of a copy of this order, and thereafter, final orders may be passed in the appeal, in accordance with law, after giving a reasonable opportunity to the petitioner. The 2nd respondent is also directed to complete the enquiry after considering the explanation of the petitioner and pass final orders, within a period of six weeks from the date of receipt of a copy of this order.

With the above observations, the Writ Petition is disposed of. No order as to costs.

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**V.ESWARAIAH,J**

Dated: 05.01.2006

Dsr